G. R. S. IX-5]

Previous references.

Reserve

1918.

(Ats)

File No. 89-18

Serial Nos. 1—8

Later references.

Ats 89-18 (9-15)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1— 8

Part B for Dec— 1918

SUBJECT.

Jurisdiction to try a case of indecent behaviour by William Raju & 20 others Soldiers of the 81st Pioneers & a case of theft by Usman Khan of the Carnatic Infantry.

Sl 8) To, The Dt Magistrate, Bellary
No G 10456 dt 4-12-18

Requesting him to furnish the respective charge sheets & lists of witnesses in the above cases to the Officers concerned.

W D 88—GPB—50,000—24-7-16

A Srinivasa
23/12/18.

G. R. S. III—1] 1918.

GENERAL AND REVENUE SECRETARIAT.

(Courts)

NOTES.

File No. 89-18

FILE HEADING.

Jurisdiction to try a case of indecent behaviour by William Rain and 2 others, Soldiers of the 81st. Pioneers and a case of theft by Woman Kheera of the Carnatic Infantry.

From

The Dt. magistrate, Bangalore

No. 326 Dated 28-9-1918 Received 2-10-1918

Diary No. 6959	Enclos. 2 files Spare Copies.	Serial No. 1

BRIEF ABSTRACT OF LETTER.

Solicits sanction to the trial of the accused by the Durbar Court having jurisdiction

NOTES AND ORDERS.

Submitted with a draft to the Residency. The first information report about the case of theft is being issued today. The report about the other case has been submitted to the Residency before issue.

BGV 3/10/18

NOTES—First Sheet.

WD 1232—GPB—20,000—18-11-18

Issued 4/10

Issued 5/10

G. R. S. III-2j

General and Revenue Secretariat.

C5 File No. 89 of 1918.

Serial No 2

To, The F. A. Resident

Pol 365 Dt 8-10-18

Requests to inform if there be any objection for the accused being tried by the Durbar Court having jurisdiction

Sus A
9/10/18

3

From, The F. A. Resident

No. 7493 Dt 31-10-18

Regrets that he is unable to meet the Durbar's wishes in the matter & states that the Sepoys will be tried by Court-Martial and suitably punished if convicted.

Sent with a draft to the Dt. Magistrate Bangalore.

SBr
6/11.

Submitted for favour of perusal & perusal

SB
6/11

First Member

WEL

8/11/18

Hong

SB
11/11

NOTE—Contn. sheet.

General and Revenue Secretariat. | C/o File No. 89 of 1918.

Serial No.	
4	To, The D.M. Bangalore No. G 9078 Dt 20-11-18 States that the Hon. Resident intimates that the said Sepoys will be tried by Court martial and suitably punished if convicted.
5	From the 7 A. Resident No. 8030 Dt 23-11-1918 Requests that ~~the Sepoys in question~~ arrangements may be made to hand over the Sepoys in question together with the charge sheets and lists of witnesses to the military authorities mentioned therein Srtd. with a draft, ~~one~~ memo to the Dt. Magte. Bangalore 86/25/11 Dssng 28/11
6	To, The D.M. Bangalore No. G 9859 Dt 30-11-18 Forwards a copy of letter No. 8030 Dt 23-11-18 from the 7th Resident for favour of early action

NOTE—Contn. sheet.

WD A 1789—GPB—60,000—20-8-18—S.

WD 1233—GPB—60,000—1-12-16—S.

G. R. S. III-2

General and Revenue Secretariat. | Cl5 File No. 89 of 1918.

Serial No.

7 From, The F.A. Resident
No. 8206 Dt. 29-11-18
Intimates the Surrender of the prisoners to the officers Commanding and requests to forward the neccessary Charge Sheets and lists of witnesses.

Endorsement to the Dt. Magt Bangalore forwarding copy of the previous letter (Sl. 5) has issued today. No further action on the paper under disposal seems necessary.

Subd. for orders.

Put up a draft as King the Dt. Magt
30/11 and the charge sheets lists &c.
2/12

Draft subd.

3/12

8 To the Dist Magt Bangalore on
No 910456 of 4-12-1918
Directs to request him to furnish
the respective charge Sheets and lists
of witnesses to the Officers Concerned

CHIEF OF THE G.S. R.I.A.
111
PROTECTION BRANCH.
17 DEC 1918

NOTE—Contn. sheet.

Office of the Deputy Commissioner
Bangalore District

No: 326
Enc: 2 files

Dated Bangalore the 28th September 1918.

(1) J. William Rajan
(2) Samuel
(3) Nickeal
Nsmanikham (Nayak)
No: 4057

From

J. Chokkanna Esquire B.A.
Offg Deputy Commissioner & Land
District magistrate
Bangalore District

To.

C.S. Balasundaram Iyer Esquire B.A.
Chief Secretary to the
Government of Mysore, Bangalore

(1) C.C. No: 173 of 18-19 Government
(2) C.C. No: 172 of 18-19 Government

Sir,

I have the honor to submit herewith the records in the two originally noted cases, received with Bangalore city Magistrate's letter No: 120 under date 28th September 1918, and to state that the facts of the 1st case are briefly as follow:-

C.C. No: 173 of 18-19.

On the evening of the 8th September 1918 the Complainant, N.K. Subramanya Iyer

1918 7084

From

The Dt: Magistrate
Bangalore District

To

The Chief Secretary
to the Govt: of His Highness
the Maharaja of
Mysore - Bangalore

Dated
Despatched } 28-9-18.
Received

General No. G. C. 326.
No.

Enclosure No. 2 files

Submits 2 files in
C. C. nos: 172. 173 of 18. 19
on the file of the City
Magistrate, Bangalore
as the accused are native
soldiers of the Indian
Army on active Service

2 OCT 1918

Clerk, General Post office, Bangalore
accompanied by his friend by
name Chennasawmy Iyer, another
clerk of the same office, had gone
to Lal Bagh with their wives and
family. There, the accused and
six other Indian Sepoys of the
8/18th Pioneers insulted them by follow-
-ing them wherever they went and
using most indecent and obscene
words to them and also behaving
in an annoying manner. The —
prosecution witnesses in the case
were not able to identify the six
Sepoys that separated themselves
on the high road, but they —
pointed out these three accused
to C. R. Nilakanta Rao, Head —
Constable in charge of the Ulsoor
Gate Police Station, who has charge
sheeted the former under Section
294

of the Indian Penal Code.

2. As regards the 2nd case ie C.C. No: 172 of 18-19:- I beg to state that this is a case under section 379 of the Indian Penal Code preferred by the Complainant gardener Munisamy a Dadda-ppa against the accused Usman-Khan, Nayak No: 4051 alleging that at about 3 P.M on 8.9.1918 four men in Khaki clothes and two in plain dress were observed by him plucking guava fruits in his garden, under Sunpuge tank Bangalore city. On his remonstrance the accused and another assaulted him. He then raised an alarm. Prosecution Witnesses Hanumanthappa and Anjanappa who happened to be near the place came to his help. They managed to catch hold of one

accused while the rest decamped
leaving the fruits valued at
annas two behind. Hence Head
Constable Neelakanta Rao of
the Nilson Gate Station has charge
Sheeted the accused under Section
379 Indian Penal Code. The
Prosecution Witnesses are not able to identify
-fy the runaway accused.

As the accused persons concerned
in the above cases are soldiers of
the Indian Army on active Service
and cannot be tried by the
State Courts under Government
Notification No: J 1598/Cts —
75-06-2 dated 11-12-1906 —
without the previous permission
of Government, I request
you will be so good as to

obtain the orders of Government
in the matter, and return the
records when done with.

I have the honor to be,
Sir,
Your most obedient Servant

J. Wharton

District Magistrate
Bangalore District

H.S.

G. R. S. VI—G/32]

SUBJECT.....

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Diary No. of letter replied to.....

Section C5
File No. 89-18
Serial No. 2

GENERAL AND REVENUE SECRETARIAT

( )

; the 191 .

P/ No. 365. In file

Date of issue 8th Oct. 1918

Signed by for C. S. Balasundaram Iyer

To

The J. A. Resident

Sir,

I am directed to forward herewith a copy of letter No. 326 of the 28th Sept. 1918 from the Dt. Magistrate, Bangalore together with the charge sheets placed before the City Magistrate, Bangalore charging the marginally noted soldiers of the Indian Army the with offence

over.

× To be kindly returned when no longer required

X

1. J. William Raju No. 1746 81st. Pioneers C. Company
2. Samuel No. 3225 — do —
3. Maichael No. 2788 — do —
4. Usmon Khan, Nayak No. 4057 75th Carnatic Infantry D. Company.

under S. 296 I.P.C and the fourth with offence under S. 379 I.P.C.

2. I am to request that, if there be no objection, permission may kindly be accorded for the accused persons being tried by the Durbar Court having jurisdiction.

3. The other papers connected with the case are enclosed for reference and kind return

I have etc.

Chief Secy to Govt

5/10

List of enclosures. one file and one copy of letter

23/10/18

23/10/18

Copied by

Examined by

W D86—GPB—60,000—15-11-16

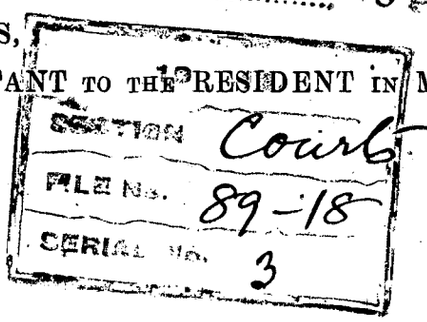
R. O. 2.—R. P. B.—9-1918.—500.

No. 4493

DIARY No. 6580.

FROM

MAJOR E. H. S. JAMES,
FIRST ASSISTANT TO THE RESIDENT IN MYSORE.



To

The Chief Secretary to the Government of
His Highness the Maharaja of Mysore.

Dated Bangalore, 31st October 1918

SIR,

With reference to your letter No. 365, dated the 5/8th October 1918, asking for permission to try the - - marginally noted sepoys of the Indian Army under sections 294 and 379 Indian Penal Code, I am directed to state that the Hon'ble the Resident after consulting the Military Authorities sees no special reason why they should be handed over to the Durbar for the purpose and regrets that he is unable to meet the Durbar's wishes in this matter. The sepoys will be tried by Court-Martial and suitably punished, if convicted.

1. J. William Raju, No. 1746, 81st Pioneers C. Company.
2. Samuel No. 3225, 81st Pioneers C. Company.
3. Maichael No.2788, 81st Pioneers C. Company.
4. Usman Khan, Nayak, No.4051, 75th Carnatic Infantry, D. Company.

2. The enclosures to your letter are returned.

I have the honour to be,
Sir,
Your most obedient servant,

First Assistant Resident.

No.

No. 7494.

A copy of the foregoing letter is forwarded to the General Officer Commanding, Bangalore Brigade, for information with reference to his letter No.440/5/S., dated the 18th October 1918.

2. In this connection attention is invited to para 4 of letter No. 2627, dated the 11th May 1905, from this office to the Durbar, a copy of which was forwarded with letter No.3412, dated the 13th May 1918.

Sd/- E. H. S. James,

First Assistant Resident.

BJ

G. R. S. V1—G/32]

SUBJECT.....

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Diary No. of letter replied to.....

Section 65
File No. 89-18
Serial No. 4

GENERAL AND REVENUE SECRETARIAT
( )
, the 191 .

No. G 9078
Records,

Date of issue 20.11.18

Signed by W.L. G. S. M.

To

The Dt. magistrate
Bangalore

Sir,

With reference to
your letter No. J.C. 3269
28-9-1918 re the trial
of Sepoys Hossain Khan
William Rajan & 2
others of the Indian
Army, I am directed
to state that the Hon'ble
the Resident intimates

over.

that the said sepoys will be tried by Court Martial and suitably punished if convicted.

The enclosures received with your letter under reply are herewith returned

I have etc.

for Chief Secy

8 Cr
6/4.

List of enclosures.

Copied by

Examined by

WD86—GPB—60,000—15-11-16

R. O. 2.—R. P. B.—11-1918.—1,000.

No. 8030.

DIARY No. G.G.929

FROM

MAJOR E. H. S. JAMES,
FIRST ASSISTANT TO THE RESIDENT IN MYSORE.

CHIEF SECRETARIAT
III
PROTECTION BRANCH.
25 NOV 1918

To

The Chief Secretary to the Government of
His Highness the Maharaja of Mysore.

Dated Bangalore, 23rd November 1918.

SIR,

With reference to my letter No. 7493, dated the 31st October 1918, regarding the trial of four Indian soldiers, I am directed, at the instance of the General Officer Commanding, Bangalore Brigade, to request that arrangements may kindly be made to hand over the sepoys together with the Charge Sheets and Lists of Witnesses to the Military Authorities mentioned hereunder in direct communication with them:-

Sepoys Raju, Samuel and Maichael to be handed over to the Officer Commanding, 81st Pioneers.

Sepoy Usman Khan to be handed over to the Officer Commanding 2/75th Carnatic Infantry.

I have the honour to be,
Sir,
Your most obedient servant,

First Assistant Resident.

G. R. S. VI—G/32]

SUBJECT.....

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Diary No. of letter replied to.....

Section es
File No. 89 - 18
Serial No. 6

GENERAL AND REVENUE SECRETARIAT,
( )
, the 191 .

No. G 9859

Date of issue 30-11-18

Signed by Asst Sd Dyer

To

[Here enter letter No 8030 d 23-11-1918 from the D. A. Resident]

Copy of the above is forwarded to the Dt. Magistrate, Bangalore Dt. for favour of early action in continuation of this Office No. 9078 es 89-18 d 20-11-1918.

By order

for Chief Sec

30/11

7685
30/11/18

R. O. 2.—R. P. B.—11-1918.—1,050.

No. 8206 DIARY No. 97227 C8

19 -19
SECTION Courts
FILE No. 89-18
SERIAL No. 7

FROM

MAJOR E. H. S. JAMES,
FIRST ASSISTANT TO THE RESIDENT IN MYSORE.

CHIEF SECRETARIAT
III
PROTECTION BRANCH.
30 NOV 1918

To

The Chief Secretary to the Government of
His Highness the Maharaja of Mysore.

Dated Bangalore, 29th November 1918.

SIR,

I am directed to refer to my letter No. 8030, dated the 23rd November 1918, regarding the trial of four Indian Soldiers, and to say that the General Officer Commanding, Bangalore Brigade, intimates that the prisoners have been handed over to the Officers Commanding their Unit without the necessary charge sheets and lists of witnesses. I am to request that arrangements may kindly be made for the documents in question to be furnished to the respective Officers Commanding at a very early date.

I have the honour to be,
Sir,
Your most obedient servant,

EHS James

First Assistant Resident.

G. R. S. VI—G/32]

SUBJECT

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Diary No. of letter replied to.....

Section C15
File No. 89.18
Serial No. 8

GENERAL AND REVENUE SECRETARIAT,
( )
, *the* 191 .

No. G 10456

Date of issue.....4-12-18.....

Signed by.....Sd/- G.S. Iyer.....

To

The Dy. Magistrate
Bangalore Dt.

Sir,

In continuation of this office memo No. G. 9859-C15 89-18-6 Dy 30-11-1918 forwarding for early action copy of letter Dy 23-11-1918 from the Resy., I am directed to request you to furnish the respective Charge Sheets and lists of witnesses to the

over.

C15
3/12

officers concerned at a very early date.

I have etc

for Chief Secy

SG
28/12.

List of enclosure

Copied by

Examined by

WD 86—GPB—60,000—15-11-16